

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CYMEYON HILL,

Plaintiff,

v.

RALPH M. DIAZ, et al.,

Defendant.

No. 2:20-cv-0843-TLN-CKD

ORDER

Plaintiff Cymeyon Hill (“Plaintiff”), a state prisoner proceeding *pro se*, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On June 16, 2020, the magistrate judge filed findings and recommendations which were served on Plaintiff and which contained notice to Plaintiff that any objections to the findings and recommendations were to be filed within fourteen days. (ECF No. 8.) Plaintiff filed objections to the Findings and Recommendations. (ECF No. 9.)

This Court reviews *de novo* those portions of the proposed findings of fact to which objection has been made. 28 U.S.C. § 636(b)(1); *McDonnell Douglas Corp. v. Commodore Business Machines*, 656 F.2d 1309, 1313 (9th Cir. 1981), *cert. denied*, 455 U.S. 920 (1982). As to any portion of the proposed findings of fact to which no objection has been made, the Court assumes its correctness and decides the motions on the applicable law. *See Orand v. United*

1 *States*, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are
2 reviewed *de novo*. See *Britt v. Simi Valley Unified Sch. Dist.*, 708 F.2d 452, 454 (9th Cir. 1983).

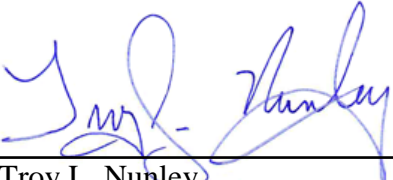
3 Having carefully reviewed the entire file under the applicable legal standards, the Court
4 finds the Findings and Recommendations to be supported by the record and by the magistrate
5 judge's analysis.

6 Accordingly, IT IS HEREBY ORDERED that:

- 7 1. The Findings and Recommendations filed June 16, 2020 (ECF No. 8), are adopted in
8 full;
9 2. This action is DISMISSED without prejudice; and
10 3. The Clerk of the Court is directed to close this case

11 IT IS SO ORDERED.

12 DATED: July 21, 2020

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16 Troy L. Nunley
17 United States District Judge
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